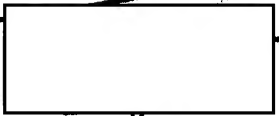
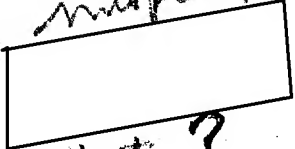


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(c) All purchases and contracts for supplies and services shall be made by advertising, as provided in section 3, except that such purchases and contracts may be negotiated by the agency head without advertising if—

- (1) determined to be necessary in the public interest during the period of a national emergency declared by the President or by the Congress;
- (2) the public exigency will not admit of the delay incident to advertising;
- (3) the aggregate amount involved does not exceed \$1,000;
- (4) for personal or professional services;
- (5) for any service to be rendered by any university, college, or other educational institution;
- (6) the supplies or services are to be procured and used outside the limits of the United States and its possessions;
- (7) for medicines or medical supplies;
- (8) for supplies purchased for authorized resale;
- (9) for perishable subsistence supplies;
- (10) for supplies or services for which it is impracticable to secure competition;

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~~7-10~~
413 80th
[PUBLIC LAW 413—80TH CONGRESS]
[CHAPTER 65—2D SESSION]

[H. R. 1366]

AN ACT

To facilitate procurement of supplies and services by the Departments of the Army, the Navy and the Air Force, the Coast Guard, and the National Advisory Committee for Aeronautics, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Armed Services Procurement Act of 1947."

- Sec. 2. (a) The provisions of this Act shall be applicable to all purchases and contracts for supplies or services made by the Department of the Army, the Department of the Navy, the Department of the Air Force, the United States Coast Guard, and the National Advisory Committee for Aeronautics (each being hereinafter called the agency), for the use of any such agency or otherwise, and to be paid for from appropriated funds.
- (b) It is the declared policy of the Congress that a fair proportion of the total purchases and contracts for supplies and services for the Government shall be placed with small business concerns. Whenever it is proposed to make a contract or purchase in excess of \$10,000 by negotiation and without advertising, pursuant to the authority of paragraph (7) or (8) of section 2 (c) of this Act, suitable advance publicity, as determined by the agency head with due regard to the type of supplies involved and other relevant considerations, shall be given for a period of at least fifteen days, wherever practicable, as determined by the agency head.
- (c) All purchases and contracts for supplies and services shall be made by advertising, as provided in section 3, except that such purchases and contracts may be negotiated by the agency head without advertising if—
- (1) determined to be necessary in the public interest during the period of a national emergency declared by the President or by the Congress;
 - (2) the public exigency will not admit of the delay incident to advertising;
 - (3) the aggregate amount involved does not exceed \$1,000;
 - (4) for personal or professional services;
 - (5) for any service to be rendered by any university, college, or other educational institution;
 - (6) the supplies or services are to be procured and used outside the limits of the United States and its possessions;
 - (7) for medicines or medical supplies;
 - (8) for supplies purchased for authorized resale;
 - (9) for perishable subsistence supplies;
 - (10) for supplies or services for which it is impracticable to secure competition;

to secure competition, the purchase of all supplies for the use of the various departments and posts of the Army and of the branches of the Army service shall only be made after advertisement, and shall be purchased where the same can be purchased the cheapest, quality and cost of transportation and the interests of the Government considered."

(3) That portion of the Army Appropriation Act approved June 12, 1906 (ch. 3078, 34 Stat. 258; U. S. C., title 10, sec. 1205), relating to "Ordnance Department", which reads as follows: "Hereafter the purchase of supplies and the procurement of services for all branches of the Army service may be made in open market, in the manner common among businessmen, when the aggregate of the amount required does not exceed five hundred dollars; but every such purchase exceeding one hundred dollars shall be promptly reported to the Secretary of War for approval, under such regulations as he may prescribe."

(4) That portion of the Army Appropriation Act, approved May 11, 1908 (ch. 163, 35 Stat. 125; U. S. C., title 10, sec. 1199), relating to "Ordnance Department", which reads as follows: "Whenever proposals are invited for the furnishing of articles of ordnance property, the character of which or the ingredients thereof are of such a nature that the interests of the public service would be injured by publicly divulging them, the Chief of Ordnance is authorized to purchase such articles in such manner as he may deem most economical and efficient."

(5) That portion of the War Department Appropriation Act, approved May 15, 1936 (49 Stat. 1299), relating to "Arms, uniforms, equipment, and so forth, for field service, National Guard", which reads as follows: "Provided, That specifications for motor vehicles, which shall be so drawn as to admit of competition, shall to the extent otherwise practicable conform with the requirements of the National Guard."

(d) All other laws and parts of laws to the extent that they are inconsistent with this Act are hereby repealed.

SEC. 12. The Secretary of the Navy shall have the same authority with respect to contracts of the Department of the Navy as the Secretary of the Army has with respect to contracts of the Department of the Army under the Act of April 10, 1878, as amended (20 Stat. 36, as amended by the Act of March 3, 1883, 22 Stat. 487; U. S. C., title 5, sec. 218). The Secretary of the Army and the Secretary of the Air Force shall have the same authority with respect to emergency purchases of war material abroad as the Secretary of the Navy has with respect to such purchases under the Act of June 30, 1914 (38 Stat. 399; U. S. C., title 34, sec. 568).

SEC. 13. This Act shall become effective ninety days after the date of enactment.

Approved February 19, 1948.

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REPORT

ON

STUDY OF
ARMED SERVICES PROCUREMENT ACT
TITLE 10, U. S. CODE, CHAPTER 137

SUBCOMMITTEE FOR SPECIAL INVESTIGATIONS

OF THE

COMMITTEE ON ARMED SERVICES

HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH CONGRESS

FIRST SESSION

UNDER THE AUTHORITY OF

H. Res. 67



JUNE 15, 1957

Subcommittee Proceedings No. 3

Printed for the use of the Committee on Armed Services

UNITED STATES
GOVERNMENT PRINTING OFFICE
WASHINGTON : 1957

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Generally, requests for proposals shall be in writing. However, in appropriate cases, such as the procurement of perishable subsistence, oral requests for quotations are authorized.

3-804 Conduct of Negotiations. Evaluation of offerors' or contractors' proposals, including price revision proposals, by all personnel concerned with the procurement, as well as subsequent negotiations with the offeror or contractor, shall be completed expeditiously. Complete agreement of the parties on all basic issues shall be the objective of the contract negotiations. Basic questions should not be left for later agreement during price revision or other supplemental proceedings. Cost and profit figures of one offeror or contractor shall not be revealed to other offerors or contractors.

3-805 Selection of Offerors for Negotiation and Award.

(a) The normal procedure in negotiated procurements, after receipt of initial proposals, is to conduct such further negotiations as may be required to obtain the agreement most advantageous to the Government. There are certain instances where, despite the existence of conditions which required procurement by negotiation (ASPR 3-102), adequate competition is obtained and the low price or prices are determined to be fair and reasonable. In such instances, award may be made without further negotiation as to price to that responsible firm submitting the proposal which is most advantageous to the Government.

(b) Where the contracting officer considers that the initial proposals are too high or where there is inadequate pricing knowledge to justify an award on the basis of the initial proposals, further negotiations shall be conducted as follows:

(i) where a responsible offeror submits a responsive proposal which is substantially lower than those submitted in all other proposals, negotiations may be conducted only with that offeror; or

(ii) where several responsible offerors submit proposals which are so grouped that a moderate reduction in price might make any one of the group low, further negotiations should normally be confined to offerors within such grouping.

Whenever negotiations are conducted with more than one offeror there shall be a strict avoidance of auction techniques. No information regarding the number or identity of the offerors participating in the negotiations shall be made available to the public or to anyone whose official duties do not require such knowledge. No indication shall be made to any offeror of a price which must be met to obtain further consideration. Whenever negotiations are being conducted with several offerors, while such negotiations may be conducted successively, all offerors participating in such negotiations shall be offered an equitable opportunity to submit such revisions in their proposals as may result from the negotiations. All offerors shall be informed that after the submission of final prices, no information will be furnished to any offeror until award has been made.

(c) The procedures set forth in (a) and (b) above may not be applicable in appropriate cases when procuring research and development, or special services (such as architect-engineer services) or when cost reimbursement type contracting is anticipated. Award of a contract may be properly influenced by the proposal which promises the greatest value to the Government in terms of possible performance, ultimate productibility, growth potential and other factors rather than the proposal offering the lowest price or probable cost and fixed fee.

(d) Whenever in the course of negotiation a substantial change is made in the Government's requirements, for example, increases or decreases in quantities or material changes in the delivery schedules, all offerors shall be given an equitable opportunity to submit revised proposals under the revised requirements.

○

Public Law 814 - 84th Congress
Chapter 748 - 2d Session
H. R. 12138

AN ACT

All 70 Stat. 678.

Making supplemental appropriations for the fiscal year ending June 30, 1957,
and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations (this Act may be cited as the "Supplemental Appropriation Act, 1957") for the fiscal year ending June 30, 1957, and for other purposes, namely:

Supplemental
Appropriation
Act, 1957.

CHAPTER I

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH SERVICE

For an additional amount for "Salaries and Expenses," for "plant and animal disease and pest control", \$2,500,000 to be apportioned for use pursuant to section 3679 of the Revised Statutes, as amended, for the control of outbreaks of insects and plant diseases under the joint resolution approved May 9, 1938 (7 U. S. C. 148-148e), and the Act of August 13, 1954 (7 U. S. C. 148), to the extent necessary to meet emergency conditions.

31 USC 665.

52 Stat. 344.

68 Stat. 717.

ANIMAL DISEASE LABORATORY FACILITIES

For an additional amount for "Animal disease laboratory facilities," for establishment of such facilities, including construction and alteration of buildings and acquisition of necessary land by purchase, donation, or exchange, \$16,250,000, to remain available until expended.

COMMODITY STABILIZATION SERVICE

SUGAR ACT PROGRAM

The limitation under this head in the Department of Agriculture and Farm Credit Administration Appropriation Act, 1957, on the amount of expenditures (including transfers) from this appropriation for other than payments to sugar producers is increased by \$189,000.

Ante, p. 235.

FEDERAL CROP INSURANCE CORPORATION

SUBSCRIPTION TO CAPITAL STOCK

To enable the Secretary of the Treasury to subscribe and pay for capital stock of the Federal Crop Insurance Corporation, as provided in section 504 of the Federal Crop Insurance Act (7 U. S. C. 1504), \$13,000,000.

52 Stat. 72.

81424 - 56 O (745)

INDEPENDENT OFFICES

ADVISORY COMMITTEE ON WEATHER CONTROL

SALARIES AND EXPENSES

For necessary expenses of the Advisory Committee on Weather Control, established by the Act of August 13, 1953 (67 Stat. 559), as amended, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$300,000.

60 Stat. 810.

CHAPTER III

CENTRAL INTELLIGENCE AGENCY

CONSTRUCTION

For the preparation of detail plans and specifications and the construction of a Central Intelligence Agency headquarters installation, and for other purposes as authorized by title IV of the Act of July 15, 1955 (69 Stat. 349), to remain available until expended, \$49,000,000.

DEPARTMENT OF DEFENSE

INTERSERVICE ACTIVITIES

LORAN STATIONS

For construction of additional loran stations by the Coast Guard, to remain available until expended, \$5,450,000, which shall be transferred to the appropriation, "Acquisition, construction, and improvements", Coast Guard.

DEPARTMENT OF THE ARMY

MAINTENANCE AND OPERATIONS

For an additional amount for "Maintenance and operations", \$88,000,000.

MILITARY CONSTRUCTION, ARMY

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, and facilities, for the Army, as authorized by section 505 of the Act of September 28, 1951 (Public Law 155), the Act of July 14, 1952 (Public Law 534), the Act of August 7, 1953 (Public Law 209), the Act of July 27, 1954 (Public Law 534), the Act of September 1, 1954 (Public Law 765), the Act of July 15, 1955 (Public Law 161), and the additional projects as may be authorized by law during the second session of the Eighty-fourth Congress, without regard to sections 1136 and 3734, Revised Statutes, as amended, including hire of passenger motor vehicles; to remain available until expended, \$202,000,000, to be derived by transfer during the current fiscal year from the "Army stock fund".

65 Stat. 343.

66 Stat. 609.

67 Stat. 441.

68 Stat. 539.

1120.

69 Stat. 329.

10 USC 1339;

40 USC 259, 267.

REDUCTION IN APPROPRIATION

ARMY STOCK FUND

The amount available in the Army Stock Fund is hereby reduced by \$357,000,000, such sum to be covered into the Treasury no later than December 31, 1956.

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Public Law 219 - 84th Congress
Chapter 541 - 1st Session
H. R. 7278

AN ACT

All 69 Stat. 450.

Making supplemental appropriations for the fiscal year ending June 30, 1956,
and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations (this Act may be cited as the "Supplemental Appropriation Act, 1956") for the fiscal year ending June 30, 1956, and for other purposes, namely:

Supplemental
Appropriation
Act, 1956.

CHAPTER I

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH SERVICE

SALARIES AND EXPENSES

Not to exceed \$25,000 of funds appropriated under this head in the Department of Agriculture and Farm Credit Administration Appropriation Act, 1956, for research, shall be available for construction of a building at the United States Range Livestock Experiment Station, Miles City, Montana. *Ante*, p. 51.

ANIMAL DISEASE LABORATORY FACILITIES

For preparation of plans and specifications for construction of facilities for animal disease research and control, and for surveys to determine the cost of acquiring and altering facilities which may be made suitable for such work, including employment pursuant to the second sentence of section 706 (a) of the Organic Act of 1944 (5 U. S. C. 574), as amended by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$250,000, to remain available until expended. 58 Stat. 742.
60 Stat. 810.

COMMODITY EXCHANGE AUTHORITY

For an additional amount for "Commodity Exchange Authority", \$33,000.

FARMERS' HOME ADMINISTRATION

LOAN AUTHORIZATIONS

For an additional amount for "Loan authorizations", for loans under title II of the Bankhead-Jones Farm Tenant Act, as amended, \$15,000,000: *Provided*, That not to exceed the foregoing amount shall be borrowed in one account from the Secretary of the Treasury in accordance with the provisions set forth under this head in the Department of Agriculture Appropriation Act, 1952. 50 Stat. 524.
7 USC 1007-
1009.
65 Stat. 240.

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$350,000.

OFFICE OF THE GENERAL COUNSEL

For an additional amount for "Office of the General Counsel", \$40,000.

personnel in the Bureau of Yards and Docks and other personal services necessary for the purposes of this appropriation; \$442,628,300, to remain available until expended.

AUDITED CLAIMS

Applicable current appropriations of the Department of the Navy shall be available for the payment of claims certified by the Comptroller General to be otherwise due, in the amounts stated below, from the following appropriations:

"Maintenance, Bureau of Supplies and Accounts", fiscal year 1943, \$171.48;

"Pay, subsistence, and transportation, Navy", fiscal year 1943, \$3,344.24;

"Maintenance, Bureau of Ships", fiscal year 1946, \$5,838.42; and

"Transportation of things, Navy", fiscal year 1948, \$1,359.86.

DEPARTMENT OF THE AIR FORCE

MILITARY CONSTRUCTION, AIR FORCE

For an additional amount for acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, and facilities for the Air Force as authorized by the Act of September 11, 1950 (Public Law 783), the Act of September 28, 1951 (Public Law 155), the Act of July 14, 1952 (Public Law 534), the Act of August 7, 1953 (Public Law 209), the Act of April 1, 1954 (Public Law 325), the Act of July 27, 1954 (Public Law 534), the Act of September 1, 1954 (Public Law 765), and of the Act of July 15, 1955 (Public Law 161), without regard to sections 1136 and 3734, *Ante*, p. 337. Revised Statutes, as amended; including hire of passenger motor vehicles, including research and development facilities at Wright-Patterson Air Force Base, Dayton, Ohio; to remain available until expended, \$994,291,000 of which \$255,000,000 shall be derived by transfer from the appropriation "Procurement and production, Army": *Provided*, That not to exceed \$350,000 of this appropriation shall be used for the purposes authorized by section 303 of the Act of July 15, 1955 (Public Law 161). *Ante*, p. 347.

GENERAL PROVISIONS

SEC. 302. Funds appropriated to the military departments for military public works in prior years are hereby made available for military public works authorized for each such department by the Act of July 15, 1955 (Public Law 161).

SEC. 303. None of the funds appropriated in this chapter shall be expended for payments under a cost-plus-a-fixed-fee contract for work where cost estimates exceed \$25,000 to be performed within the continental United States without the specific approval in writing of the Secretary of Defense setting forth the reasons therefor.

SEC. 304. None of the funds appropriated in this chapter shall be expended for additional costs involved in expediting construction, unless the Secretary of Defense certifies such costs to be necessary to protect the national interest and establishes a reasonable completion date for each such project, taking into consideration the urgency of the requirement, the type and location of the project, the climatic and seasonal conditions affecting the construction and the application of economical construction practices.

SEC. 305. None of the funds appropriated in this chapter shall be used for the construction, replacement, or reactivation of any bakery, *Bakeries, laundries, etc.*

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THE SUPPLEMENTAL APPROPRIATION BILL, 1957

HEARINGS

BEFORE THE

COMMITTEE ON APPROPRIATIONS

UNITED STATES SENATE

EIGHTY-FOURTH CONGRESS

SECOND SESSION

ON

H. R. 12133

AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR
THE FISCAL YEAR ENDING JUNE 30, 1957, AND
FOR OTHER PURPOSES

Printed for the use of the Committee on Appropriations



717-776

and I do not think we ought to permit the expenditure of this money in such a way as will make it necessary to authorize \$10 million more later.

Mr. DULLES. I can assure that we do not propose to put the Congress in this position.

Senator STENNIS. I say that to you with great deference, Mr. Dulles, I am sure you are very sincere in this idea of your needs, but I believe that we are going to have to draw a line somewhere and stop these figures at some point, and I know this one did have the fullest consideration last year and it was in the hands of friends, in a way, in the Congress.

PREPARED STATEMENT

(The formal statement of Mr. Dulles follows:)

STATEMENT BY DIRECTOR OF CENTRAL INTELLIGENCE

1. Introduction

(a) The Congress, in title IV of the Military Construction Act of 1955 (60 Stat. 349), authorized \$46 million for the construction of a CIA headquarters building, together with \$8,500,000 for the extension of the George Washington Memorial Parkway from its present terminus at Spout Run to a point near Langley in Fairfax County, Va., if the agency finally selected a portion of the Government-owned Bureau of Public Roads property as the building site.

(b) The Congress initially appropriated (ch. III of the Supplemental Appropriation Act, 1956; 69 Stat. 453) \$5,500,000, with the understanding that \$3 million of this sum was for the preparation of detailed plans and specifications for the headquarters installation, and \$2,500,000 for acquiring right-of-way and initiating construction of the parkway.

(c) I am here today to request the appropriation of the balance of the authorized funds—\$49 million—of which \$43 million is for the building and \$6 million for the extension of the parkway.

2. Site

(a) When the Congress suggested last year that we study carefully the location of our proposed headquarters building, we engaged Clarke & Rapuano, a firm of consulting engineers and landscape architects of outstanding reputation in this field, to survey all the available sites and recommend the one best suited for the Agency's purpose.

(b) Their study resulted in a strong recommendation of a portion of the federally owned property presently occupied by the Bureau of Public Roads at Langley, Va.

(c) Located on a 125-acre tract, part of a larger 750-acre Government reservation, the Langley site was chosen as the one location, among many sites inspected in detail, most adequate for safeguarding the security of CIA's operations and for conducting those operations with the greatest measure of economy and efficiency consistent with security considerations. This site is bordered along the Potomac by parkway land, a belt 750 to 1,000 feet wide, under the control of the National Parks Service, affording an added measure of protection. The isolation, topography, and heavy forestation of the site provide additional security safeguards. It is efficiently located with respect to overcoming rush-hour traffic conditions, and it permits easy access to the White House, the National Security Council, and the State and Defense Departments, with which the bulk of CIA day-to-day coordination activities are concerned.

(d) The Agency approved the recommendation of Clarke & Rapuano and, as required by law, proposed it for consideration by the National Capital Planning Commission. The National Capital Regional Planning Council (5-3) and the National Capital Planning Commission (7-5) approved the Langley site on December 5, 1955, and February 3, 1956, respectively.

(e) In addition, the Fairfax County Planning Commission, the Arlington and Fairfax County Boards and the Falls Church City Council have all endorsed this location.

(f) With your permission, I shall submit for the record the reports of the National Capital Planning Commission, the National Capital Regional Planning

Public Law 161 - 84th Congress
Chapter 368 - 1st Session
H. R. 6829

AN ACT

All 69 Stat. 324.

To authorize certain construction at military, naval, and Air Force installations,
and for other purposes.

*Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled,*

Military,
naval, and
Air Force
construction.

TITLE I

SEC. 101. The Secretary of the Army is authorized to establish or develop military installations and facilities by the acquisition, construction, conversion, rehabilitation, or installation of permanent or temporary public works in respect of the following projects, which include site preparation, appurtenances, and related utilities and equipment:

CONTINENTAL UNITED STATES

TECHNICAL SERVICES FACILITIES

(Ordnance Corps)

Aberdeen Proving Ground, Maryland: Troop housing, community facilities, utilities, and family housing, \$1,736,000.

Black Hills Ordnance Depot, South Dakota: Family housing, \$1,428,000.

Blue Grass Ordnance Depot, Kentucky: Operational and maintenance facilities, \$509,000.

Erie Ordnance Depot, Ohio: Operational and maintenance facilities and utilities, \$1,933,000.

Frankford Arsenal, Pennsylvania: Utilities, \$855,000.

Lordstown Ordnance Depot, Ohio: Operational and maintenance facilities, \$875,000.

Pueblo Ordnance Depot, Colorado: Operational and maintenance facilities, \$1,843,000.

Red River Arsenal, Texas: Operational and maintenance facilities, \$140,000.

Redstone Arsenal, Alabama: Research and development facilities and community facilities, \$2,865,000.

Rock Island Arsenal, Illinois: Operational and maintenance facilities, \$347,000.

Rossford Ordnance Depot, Ohio: Utilities, \$400,000.

Savanna Ordnance Depot, Illinois: Operational and maintenance facilities, \$342,000.

Seneca Ordnance Depot, New York: Community facilities, \$129,000.

Sierra Ordnance Depot, California: Operational and maintenance facilities, \$1,075,000.

White Sands Proving Ground, New Mexico: Troop supporting facility, and research and development facilities, \$1,247,000.

Wingate Ordnance Depot, New Mexico: Operational and maintenance facilities, \$632,000.

(Quartermaster Corps)

Atlanta General Depot, Georgia: Storage facilities, \$84,000.

Belle Meade General Depot, New Jersey: Operational and maintenance facilities, \$174,000.

Fort Lee, Virginia: Troop housing, community facilities, medical facility, storage facilities, training facilities, operational and maintenance facilities, and family housing, \$8,589,000.

68 Stat. 549. subheading "Air Defense Command" in section 301, strike "\$107,000" and insert in lieu thereof "\$224,000".

(n) With respect to Pescadero Consolan Station, Pescadero, California, under the heading "Continental United States" and subheading "Air Defense Command" in section 301, strike "\$107,000" and insert in lieu thereof "\$224,000".

68 Stat. 550. (o) With respect to Point Conception Consolan Station, Point Conception, California, under the heading "Continental United States" and subheading "Air Defense Command" in section 301, strike "\$72,000" and insert in lieu thereof "\$232,000".

68 Stat. 561. (p) In clause (3) of section 502 thereof delete the amounts "\$389,125,000" and "\$398,954,000" and insert in lieu thereof the amounts "\$405,176,000" and "\$415,005,000", respectively.

66 Stat. 622. Sec. 305. Classified location: The authority granted by section 302, of the Act of July 14, 1952, may be utilized to the extent of \$8,127,400 for the direct construction of family housing.

TITLE IV

Central Intelligence Agency Headquarters Installation. SEC. 401. The Director of Central Intelligence is authorized to provide for a headquarters installation for the Central Intelligence Agency, in the District of Columbia or elsewhere, by the acquisition of land at a cost of not to exceed \$1,000,000, and construction of buildings, facilities, appurtenances, utilities, and access roads at a cost of not to exceed \$54,500,000, of which not more than \$8,500,000 shall be available for transfer to the National Capital Planning Commission and the Department of the Interior for acquisition of land for and construction to extend the George Washington Memorial Parkway to the present site of the research station of the Bureau of Public Roads at Langley, Fairfax County, Virginia: *Provided*, That at such time as it is determined that construction of such headquarters installation at said research station will not be commenced or continued, said amount of \$8,500,000, or the remainder thereof, shall no longer be available for obligation: *Provided further*, That at such time as the Central Intelligence Agency occupies the headquarters installation authorized by this title, the Administrator of General Services is authorized and directed to accomplish the demolition and removal of temporary Government building space in the District of Columbia of equivalent occupancy to that relinquished by the Central Intelligence Agency.

TITLE V

GENERAL PROVISIONS

Acquisition of land, etc. SEC. 501. The Secretaries of the Army, Navy, and Air Force are respectively authorized to proceed with the establishment or development of military and naval installations and facilities as authorized by titles I, II, and III of this Act, and the Director of Central Intelligence is authorized to proceed with the establishment of a Central Intelligence Agency Headquarters Installation as authorized by title IV of this Act, without regard to the provisions of sections 1136, 3648, and 3734, as respectively amended, of the Revised Statutes, and prior to approval of title to underlying land, as provided by section 355, as amended, of the Revised Statutes. The authority under this Act of the Secretary of a military department to provide family housing includes authority to acquire such land as the Secretary concerned determines, with the approval of the Secretary of Defense, to be necessary in connection therewith. The authority to establish or develop such installations and facilities shall include, in respect of those installations and facilities as to which family housing or the acquisition of land is specified in titles I, II, III, and IV of this Act, authority to make surveys and to acquire lands and rights and interests

First of Three

83D CONGRESS
1ST SESSION

H. CON. RES. 168

IN THE HOUSE OF REPRESENTATIVES

JULY 23, 1953

Mrs. KELLY of New York submitted the following concurrent resolution; which was referred to the Committee on Rules

CONCURRENT RESOLUTION

1 *Resolved by the House of Representatives (the Senate*
2 *concurring),* That there is hereby established a Joint Com-
3 mittee on Intelligence matters to be composed of nine Mem-
4 bers of the Senate to be appointed by the President of the
5 Senate, and nine Members of the House of Representatives
6 to be appointed by the Speaker of the House of Representa-
7 tives. In each instance not more than five Members shall
8 be members of the same political party.

9 SEC. 2. The joint committee shall make continuing
10 studies of the intelligence activities and problems relating
11 to the gathering of intelligence affecting the national security
12 and of its coordination and utilization by the various depart-

83^d CONGRESS
2^d SESSION

S. CON. RES. 69

IN THE SENATE OF THE UNITED STATES

MARCH 10 (legislative day, MARCH 1), 1954

Mr. MANSFIELD (for himself, Mr. BARRETT, Mr. BURKE, Mr. BUTLER of Maryland, Mr. CAPEHART, Mr. CLEMENTS, Mr. DANIEL, Mr. GEORGE, Mr. GILLETTE, Mr. HUMPHREY, Mr. JOHNSON of Colorado, Mr. JOHNSTON of South Carolina, Mr. KILGORE, Mr. LEHMAN, Mr. MAYBANK, Mr. MARTIN, Mr. MUNDT, Mr. MURRAY, Mr. NEELY, Mr. PASTORE, and Mr. FULBRIGHT) submitted the following concurrent resolution; which was referred to the Committee on Rules and Administration

CONCURRENT RESOLUTION

- 1 *Resolved by the Senate (the House of Representatives*
- 2 *concurring), That there is hereby established a Joint Com-*
- 3 *mittee on Central Intelligence to be composed of five Mem-*
- 4 *bers of the Senate to be appointed by the President of the*
- 5 *Senate, and five Members of the House of Representatives*
- 6 *to be appointed by the Speaker of the House of Representa-*
- 7 *tives. In each instance not more than three members shall*
- 8 *be members of the same political party.*
- 9 SEC. 2. The joint committee shall make continuing
- 10 studies of the activities of the Central Intelligence Agency

83D CONGRESS
1ST SESSION

H. CON. RES. 169

IN THE HOUSE OF REPRESENTATIVES

JULY 23, 1953

Mr. ZABLOCKI submitted the following concurrent resolution; which was referred to the Committee on Rules

CONCURRENT RESOLUTION

- 1 *Resolved by the House of Representatives (the Senate*
- 2 *concurring), That there is hereby established a Joint Com-*
- 3 *mittee on Intelligence Matters to be composed of nine*
- 4 *Members of the Senate to be appointed by the President*
- 5 *of the Senate, and nine Members of the House of Repre-*
- 6 *sentatives to be appointed by the Speaker of the House of*
- 7 *Representatives. In each instance not more than five Mem-*
- 8 *bers shall be members of the same political party.*
- 9 SEC. 2. The joint committee shall make continuing
- 10 studies of the intelligence activities and problems relating to
- 11 the gathering of intelligence affecting the national security
- 12 and of its coordination and utilization by the various de-

83RD CONGRESS
1ST SESSION

H. CON. RES. 167

IN THE HOUSE OF REPRESENTATIVES

JULY 21, 1953

Mr. PATTERSON submitted the following concurrent resolution; which was referred to the Committee on Rules

CONCURRENT RESOLUTION

- 1 *Resolved by the House of Representatives (the Senate*
2 *concurring)*, That there is hereby established a Joint Com-
3 mittee on Central Intelligence to be composed of nine Mem-
4 bers of the Senate to be appointed by the President of the
5 Senate, and nine Members of the House of Representatives
6 to be appointed by the Speaker of the House of Representa-
7 tives. In each instance not more than five Members shall
8 be members of the same political party.
- 9 SEC. 2 The joint committee shall make continuing studies
10 of the activities of the Central Intelligence Agency and of
11 problems relating to the gathering of intelligence affecting the
12 national security and of its coordination and utilization by the

83D CONGRESS
2D SESSION

H. CON. RES. 217

IN THE HOUSE OF REPRESENTATIVES

MARCH 22, 1954

Mr. BROWNSON submitted the following concurrent resolution; which was referred to the Committee on Rules

CONCURRENT RESOLUTION

1 *Resolved by the House of Representatives (the Senate*
2 *concurring)*, That there is hereby established a Joint Com-
3 mittee on Central Intelligence to be composed of five Mem-
4 bers of the Senate to be appointed by the President of the
5 Senate, and five Members of the House of Representatives
6 to be appointed by the Speaker of the House of Representa-
7 tives. In each instance not more than three members shall
8 be members of the same political party.

9 SEC. 2. The joint committee shall make continuing
10 studies of the activities of the Central Intelligence Agency
11 and of problems relating to the gathering of intelligence

12 affecting the national security and of its coordination and

Approved For Release 2003/04/23 : CIA-RDP90-00610R000100160028-0
UNITED STATES CIVIL SERVICE COMMISSION
WASHINGTON 25, D. C.

December 10, 1958

Mr. Arthur B. Focke
General Counsel
Executive Office of the President
Bureau of the Budget
Washington 25, D. C.

Dear Mr. Focke: In response to your request of November 12, we have reviewed both the proposed Presidential directive exempting the Central Intelligence Agency from certain provisions of the Government Employees Training Act and the exchange of correspondence between the Budget Bureau and the Central Intelligence Agency concerning that directive.

We agree that most of the exemptions recommended are necessary and desirable, and we concur in the proposal that they be granted by Presidential action.

The proposed exemptions from sections 6, 14, and 16 of the Act seem to us to be unnecessary. Exemption from a portion of section 7 will effectively remove the Agency from Commission regulations issued under authority of section 6. Section 16 gives the Commission no authority to require from agencies information and materials which they do not wish to furnish. Any assignment of a CIA officer or employee to a facility advocating overthrow of the Government would be for purposes other than training and could undoubtedly be made under other authority than that contained in P. L. 85-507; from the standpoint of Congressional and public relations, therefore, it might be well to avoid a formal exemption from section 14. If further consideration by the Bureau and the Agency shows that these exemptions are desirable, however, we have no objection to their being granted.

The exemption from the section 10 provision should, we believe, read: "so much of section 10 as provides, 'in accordance with regulations issued by the Commission under authority of section 6(a)(8)'".

We recommend that the Agency be exempted from the whole of section 11, rather than from that portion of 11(c) which refers to the Commission's regulations. This action would provide relief from the requirement imposed by section 11(a) that written agreements be obtained in advance from all employees assigned to training in non-Government facilities. We feel sure that such relief will be needed, and it will not be provided by the exemption which the Agency has proposed.

We agree with the Agency that so long as it establishes no new training programs under the Act, the effective date for the repeal of section 4 of the Central Intelligence Agency Act of 1949 will be 270 days following enactment of the Government Employees Training Act.

By direction of the Commission:

Sincerely,

Harris Ellsworth
Chairman

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CENTRAL INTELLIGENCE AGENCY OFFICIAL ROUTING SLIP			
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Remarks:			
<p>The Bureau of the Budget submitted our proposed Presidential Directive covering exemptions from the Training Act to the Civil Service Commission for comment. Attached is the Commission's reply. This has been given to us by the Bureau on an informal basis. We expect the Bureau to request our comment on this letter in writing, otherwise we stand on our letter of 8 December from the Director.</p> <p style="text-align: center;">SIGNED</p> <p style="text-align: center;">JOHN S. WARNER Legislative Counsel</p>			
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FROM: NAME, ADDRESS AND PHONE NO.			DATE
Legislative Counsel, 220 East, [REDACTED]			12/11/58
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FORM NO. 237
1 APR 55Replaces Form 30-4
which may be used.

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Calendar No. 1340

80TH CONGRESS
2D SESSION

S. 2688

[Report No. 1302]

IN THE SENATE OF THE UNITED STATES

MAY 17 (legislative day, MAY 10), 1948

Mr. SALTONSTALL, from the Committee on Armed Services, reported the following bill; which was read twice and ordered to be placed on the calendar

A BILL

To provide for the administration of the Central Intelligence Agency, established pursuant to section 102, National Security Act of 1947, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 DEFINITIONS

4 SECTION 1. That when used in this Act, the term—

5 (a) "Agency" means the Central Intelligence Agency;

6 (b) "Director" means the Director of Central Intelli-
7 gence;

8 (c) "Government agency" means any executive depart-
9 ment, commission, council, independent establishment,
10 corporation wholly or partly owned by the United States

12

1 organizations when such attendance would be of benefit
2 in the conduct of the work of the Agency; association
3 and library dues; payment of claims pursuant to section
4 403 of the Federal Tort Claims Act of 1946 (60 Stat.
5 843; 28 U. S. C. 921); repair, rental, operation, and
6 maintenance of buildings, utilities, facilities, and ap-
7 purtenances.

8 (b) The sums made available to the Agency may be
9 expended without regard to the provisions of law and regu-
10 lations relating to the expenditure of Government funds; and
11 for objects of a confidential, extraordinary or emergency
12 nature, such expenditures to be accounted for solely on the
13 certificate of the Director and every such certificate shall be
14 deemed a sufficient voucher for the amount therein certified.

15 SEPARABILITY OF PROVISIONS

16 SEC. 8. If any provision of this Act, or the application
17 of such provision to any person or circumstances, is held
18 invalid, the remainder of this Act or the application of such
19 provision to persons or circumstances other than those as
20 to which it is held invalid, shall not be affected thereby.

21 SHORT TITLE

22 SEC. 9. This Act may be cited as the "Central In-
23 telligence Agency Act of 1948".